

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 693 - SB 1013

April 3, 2021

SUMMARY OF ORIGINAL BILL: Creates a Federalism Committee within the General Assembly to review federal acts, laws, orders, and regulation that may impact the state.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures - \$4,100/FY21-22 and Subsequent Years

SUMMARY OF AMENDMENT (006533): Adds language to the original bill that authorizes the Federalism Committee to recommend the General Assembly to consider the constitutionality of a federal act, law, order, or regulation when the General Assembly next convenes. Authorizes the General Assembly to pass a joint resolution to declare the federal act, law, order, or regulation as unconstitutional and direct the Attorney General to file a lawsuit challenging the constitutionality. Requires the Attorney General to file a lawsuit in accordance with the resolution passed by the General Assembly seeking to exempt the state from the federal order within 30 days after passage.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- The Committee will consist of 10 legislative members.
- Members of the Committee are authorized to receive reimbursement for travel expenses to attend meetings.
- Members are authorized to participate electronically.
- The Committee is required to meet at least twice a year; it is assumed one meeting will be held outside of session.
- Members will receive a per diem of \$295 per day for each committee meeting outside of session.
- Members will receive \$0.47 per mile roundtrip; the average miles travelled per member is estimated to be 234 miles roundtrip. The average mileage reimbursement for each meeting is estimated to be \$110 (\$0.47 per mile x 234 miles).

- The total cost per legislative member for each meeting is estimated to be \$405 (\$295 per diem + \$110 mileage).
- A recurring increase in state expenditures, beginning in FY21-22 and subsequent years, of \$4,050 (10 members x \$405 x 1 meeting).
- The General Assembly would pass any joint resolutions to challenge the constitutionality of a federal act, law, order, or regulation during session; therefore, no additional travel expenses will be required.
- The Attorney General could file a lawsuit required by the General Assembly under the provisions of the proposed legislation within existing resources.
- The proposed legislation could increase court costs for the state government in the case a lawsuit is filed against the federal government to challenge the constitutionality of a federal act, law, order, or regulation; however, it is assumed that such costs can be absorbed within existing resources.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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